

EXHIBIT A

**If you do not respond to this document
within applicable time limits, Judgment
could be entered against you as requested.**

LINDY W. HAMILTON (8402)
ROBERT W. GIBBONS (13221)
GRIDLEY WARD & HAMILTON
Attorneys for Plaintiffs
635 25th Street
Ogden, Utah 84401
Telephone: (801) 621-3317
efiling@gwhlaw.net

IN THE SECOND JUDICIAL DISTRICT COURT OF WEBER COUNTY
STATE OF UTAH, OGDEN DEPARTMENT

JOSE LOZA and DESTINY
HERNANDEZ, as guardians of the minor
child JADEN LOZA,

Plaintiffs,

vs.

VICTORIA'S SECRET STORES, LLC;
VICTORIA'S SECRET STORES, INC.;
VICTORIA'S SECRET DIRECT BRAND
MANAGEMENT, LLC; VICTORIA'S
SECRET & CO.; AND DOES I-V,

Defendant.

COMPLAINT

Case No. 220902856

Judge Jennifer Valencia

Plaintiffs allege as follows:

PARTIES AND JURISDICTION

1. At all times material hereto, Plaintiffs were residents of Weber County, State of Utah.
2. The incident in question took place in Ogden, Weber County, Utah.
3. At all times material hereto, Defendant Victoria's Secret Stores, LLC (hereinafter "Victoria's Secret"), located inside the Newgate Mall at 3651 Wall Avenue,

Ogden, Utah, was an Ohio corporation licensed to do business under the laws of the State of Utah and engaged in business in Weber County, State of Utah.

4. At all times material hereto, Defendant's employees, agents and/or servants were acting in the course, scope and authority of their employment for Defendant Victoria's Secret.

5. Defendants John Does I - V are individuals or entities at the present unknown to the plaintiffs who may be liable to the plaintiffs. Upon ascertaining the identities of such Defendants, the plaintiffs will seek leave to amend the complaint if necessary.

LIABILITY AGAINST DEFENDANT VICTORIA'S SECRET

6. On January 5, 2015, 7 year old Jaden Loza was with her mother at Victoria's Secret, looking at the displayed lotions on the lowest shelf. Some uncovered light fixtures were placed along the shelf, not visible to Jaden's mother from a higher level. Jaden reached out her right arm and her right hand made contact with an exposed light fixture, suffering an electric shock through her hand and arm. She went pale and appeared to stop breathing.

7. As a result of the electrocution, Jaden sustained complex regional pain syndrome (CRPS) of the upper extremity.

8. Defendant was negligent in one or more of the following particulars:

- a. Defendant through its employees, agents and/or servants created a dangerous condition and failed to take adequate steps to remedy the condition;
- b. Defendant through its employees, agents and/or servants knew, or should have known, of the dangerous condition on the premises and failed to remedy

such condition or take adequate steps to prevent injury to its invitees;

c. Defendant was negligent in failing to properly hire/fire, train, and/or supervise its employees, agents and/or servants.

9. The negligence of Defendant's employees, agents and/or servants is imputed to Defendant under the legal doctrine of respondeat superior.

DAMAGES UNDER TIER 3
(Damages In Excess Of \$300,000)

10. Said incident has caused Plaintiffs economic losses to date in excess of \$30,000. In addition, Plaintiffs are expected to incur future economic damages in an amount in excess of \$300,000 as well as such other economic damages to be proven at trial.

9. As a direct and proximate result of Defendant's negligence, Jaden suffered non-economic damages, including severe and permanent injuries to her person, pain and suffering, and emotional and mental distress for which she should be compensated in amount in excess of \$100,000.

WHEREFORE, Plaintiffs pray for relief as follows:

1. For economic and non-economic damages in an amount exceeding \$300,000, including but not limited to:

- a. medical expenses, past and future, as may be proven at trial herein;
- b. lost wages, past and future, as may be proven at trial herein;
- c. household services, past and future, as may be proven at trial herein.

2. For interest upon the damages awarded as allowed by law, including prejudgment interest pursuant to U.C.A. §78B-5-824 (2014).

3. For Plaintiffs' costs incurred herein.
4. For such other relief as may be deemed fair and equitable under the circumstances.

DATED this 1st day of July, 2022.

/s/ *Lindy W. Hamilton* (8402)
LINDY W. HAMILTON
Attorney for Plaintiffs

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FIRST AMENDED COMPLAINT

Case No. 220902856

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4. At all times material hereto, Defendant's employees, agents and/or servants were acting in the course, scope and authority of their employment for Defendant Victoria's Secret.

5. Defendants John Does I - V are individuals or entities at the present unknown to the plaintiffs who may be liable to the plaintiffs. Upon ascertaining the identities of such Defendants, the plaintiffs will seek leave to amend the complaint if necessary.

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3. For Plaintiffs' costs incurred herein.

4. For such other relief as may be deemed fair and equitable under the circumstances.

DATED this 22nd day of July, 2022.

/s/ *Lindy W. Hamilton* (8402)

LINDY W. HAMILTON

Attorney for Plaintiffs

LINDY W. HAMILTON (8402)
ROBERT W. GIBBONS (13221)
GRIDLEY WARD & HAMILTON
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vs.

VICTORIA'S SECRET STORES, LLC;
AND DOES I-V,

Defendant.

**PLAINTIFFS' NOTICE OF
DISMISSAL OF CLAIMS
AGAINST VICTORIA'S SECRET
STORES, INC.; VICTORIA'S
SECRET DIRECT BRAND
MANAGEMENT, LLC;
VICTORIA'S SECRET & CO.**

Case No. 220902856

Judge Jennifer Valencia

COME NOW Plaintiffs, pursuant to Utah R. Civ. Proc. Rule 41(a), and hereby voluntarily dismiss from this action the following Defendants (who were named in the original Complaint but not in the Amended Complaint): Victoria's Secret Stores, Inc.; Victoria's Secret Direct Brand Management, LLC; and Victoria's Secret & Co.

Victoria's Secret Stores, LLC, remains a Defendant in this action.

Whereas this notice is filed before the appearance of any defendant, it may be done without court order pursuant to Utah R. Civ. Proc. Rule 41(a)(1)(A)(i).

DATED this 4th day of August, 2022.

/s/ Robert W. Gibbons (13221)
ROBERT W. GIBBONS
Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of August, 2022, a copy of the foregoing
was served in the manner indicated below upon the following:

Meghan A. Sheridan
Hall & Evans
175 South Main Street, Suite 610
Salt Lake City, UT 84111
sheridanm@hallevans.com

☐ U.S. Mail
☐ Electronic Filing
☐ Overnight
☐ Facsimile
☒ E-mail

Stephanie Colvin

LINDY W. HAMILTON (8402)
ROBERT W. GIBBONS (13221)
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ACCEPTANCE OF SERVICE

Case No. 220902856

Judge Jennifer Valencia

Meghan Sheridan and Alexis King, counsel for Defendant above-named, hereby acknowledge receipt of the Summons and First Amended Complaint and accepts the same as if personally served upon Defendant above-named.

DATED this 4th day of August, 2022.

/s/ Meghan Sheridan

MEGHAN SHERIDAN
ALEXIS KING
Attorneys for Defendants
Victoria's Secret Stores, LLC